

STATE OF TEXAS

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COUNTY OF LLANO

**ORDER OF SPECIAL ELECTION
TO SELECT THE GOVERNING BODY OF THE
VILLAGE OF HORSESHOE BAY, TEXAS**

WHEREAS, at an election held on September 10, 2005, on the question of whether the Village of Horseshoe Bay, Texas should be incorporated, the majority of votes cast were in favor of incorporation; and

WHEREAS, by "Order Declaring the Results of an Election to Incorporate the Village of Horseshoe Bay, Texas" dated September 20, 2005, I, R. G. Floyd, County Judge of Llano County, declared the inhabitants of the territory hereinafter described therein as duly incorporated for municipal purposes as a Type A General law Municipality to be known as the Village of Horseshoe Bay, Texas; and

WHEREAS, the offices of mayor and aldermen of the Village of Horseshoe Bay are vacant and should be filled in the manner provided by law;

NOW, THEREFORE, having found the facts set out above in the preamble of this Order to be true and correct, I, R. G. Floyd, in my official capacity as County Judge of Llano County, Texas, do hereby order the following:

1. Call for Election; Date; Eligible Electors; and Hours

A special election (the "Election") shall be held on Tuesday, November 8, 2005, to fill the vacancies in the offices of mayor and five aldermen which will comprise the governing body of the Village of Horseshoe Bay, a Type A General Law municipality, the calling of which is in compliance with Sections 201.052 and 201.054, Texas Election Code.

The Election shall be held within and throughout the incorporated boundaries of Horseshoe Bay at which all resident, qualified voters of the proposed municipality shall be entitled to vote. The hours during which the polling places are to be open at the Election shall be from 7:00 o'clock a.m. to 7:00 o'clock p.m.

2. Voting Precinct and Polling Place

The municipality shall constitute one election precinct. The polling place for said precinct shall be located at:

Horseshoe Bay Fire Station
#1 Community Drive
Horseshoe Bay, Texas 78657

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3. **Ballots**

Voting in the election for the proposition and for candidates shall be by use of paper ballots, which shall be printed in both English and Spanish and which shall conform to the requirements of the Texas Election Code.

The purpose of the election shall be to fill the vacancies in the offices of mayor and five aldermen for the Village of Horseshoe Bay. Election shall be by plurality vote, as required by §22.004, Texas Local Government Code, meaning that a person must receive more votes than any other person for the office in order to be elected to the office of mayor or alderman. The candidate receiving the most votes for mayor shall be elected mayor, and the five candidates receiving the most votes for alderman shall be elected as aldermen.

4. **Election Information in Spanish**

The County shall be responsible for the preparation of notices, instructions, orders, ballots and other written material pertaining to the Election and shall cause each such document to be translated into and furnished to voters in both English language and the Spanish language. In addition, the County is hereby authorized and directed to make available to the voters having the need of an individual capable of acting as a translator and speaking both English and Spanish languages who will assist Spanish speaking voters in understanding and participating in the election process. Any person requiring oral assistance in Spanish should contact an election judge or the early voting clerk.

5. **Appointment of Election Officers**

The Honorable Llano County Clerk is hereby appointed as the presiding officer for said election and shall appoint two election judges and two election clerks to assist with the conduct of the election.

The Alternate Presiding Election Judge may be appointed as a clerk. The Alternate Presiding Election Judge may serve as the Presiding Election Judge for the precinct in the absence of the Presiding Election Judge. The Early Voting Ballot Board shall consist of the two election judges and the two election clerks who are appointed by the presiding officer.

As presiding officer of the incorporation election, the County Clerk will conduct or supervise the conduct of the election. In conducting or supervising the conduct of the election, the Llano County Clerk shall be responsible for the election operations.

6. **Filing for Office**

Persons desiring to file for a place on the ballot as a candidate for the office of mayor or alderman may do so after the date of this Order and until 5:00 P.M. on October 11, 2005. Persons desiring to file a declaration of write-in candidacy for the office of mayor or alderman may do so after the date of this Order and until

5:00 P.M. on October 17, 2005. Application forms for filing for office will be available at the office of the County Clerk of Llano County.

7. Early Voting

The Early Voting Clerk shall be the Llano County Clerk, and the deputy early voting clerks for the election shall be Linda Gibbs, Evelyn Horsman, Cheryl Stewart, Marci Lang, Rosa Longoria, Ernest Kuhn and Sara Kuhn. The early voting clerk's mailing address for the Election to which ballot applications and ballots to be voted by mail may be sent is hereby designated as follows:

The Honorable Llano County Clerk
Bette Sue Hoy
P. O. Box 40
Llano, Texas 78643

The Early Voting Polling Place is hereby designated as:

Main location: Llano County Clerk Office, 107 W. Sandstone, Llano, Texas
hours 8:00 A.M. to 4:30 P.M.

Branch location: Horseshoe Bay Property Owners Association, 708 Red Sails,
Horseshoe Bay, Texas hours 9:00 A.M. to 3:30 P.M.

Early voting by personal appearance shall be conducted at the Early Voting Polling place on each day of the early voting period from October 24, 2005 through November 4, 2005. The main Early Voting Polling Place shall also remain open on the day of the Election during the hours the polls are required to be open for voting by the Texas Election Code.

8. Notice of Election

Notice of the Election, stating in substance the contents of this Order, shall be published one time in the English and Spanish languages, in a newspaper of general circulation in the area to be incorporated at least once not earlier than the 30th day nor later than the 10th day before the election. Notice of the Election shall also be posted on the bulletin board used by the County to post notices no later than the 21st day before the Election. Notice of the Election shall also be posted at three public places in the community no later than the 10th day before the Election. The person posting the notices shall make a record at the time of posting stating the starting date and place of the posting. That person shall sign the record and deliver it to the undersigned County Judge of Llano County.

9. Inconsistent Provisions

All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Order are hereby repealed to the extent of such conflict, and the provisions of this Order shall be and remain controlling as to the matters ordered herein.

10. Governing Law

This Order shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America. Venue over any disputes arising under this order shall be Llano County.

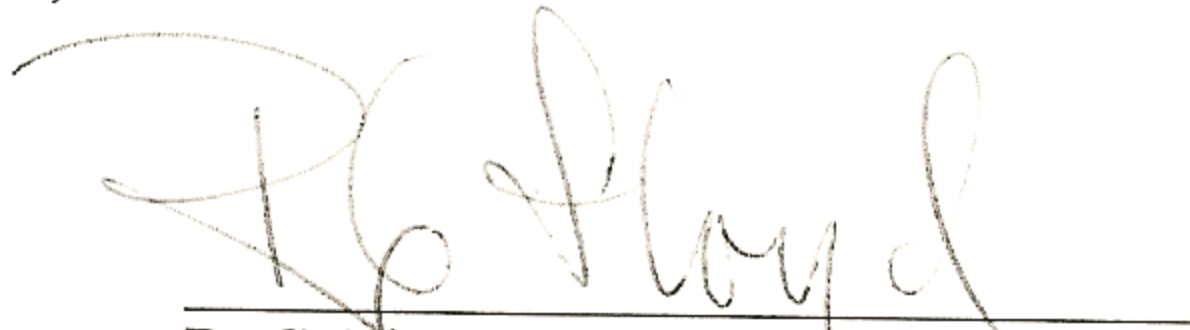
11. Severability

If any provision of this Order or the application thereof to any person or circumstances shall be held to be invalid, the remainder of this Order and the application of such provision to other persons and circumstances shall nevertheless be valid, and the County Judge hereby declares that this election would have been ordered without such invalid provision.

12. Effective Date

This Order is effective immediately upon its passage and approval.

Issued this, the 20th day of September, 2005.



R. G. Floyd, County Judge
Llano County, Texas